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PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

951028(US)USC1X1X1D1 MMMI

First named inventor: **Kurt W. Getreuer**

Application No.: **08/485,070**

Group Art Unit: **2653**

Filed: **June 7, 1995**

Examiner: **Tan Dinh**

Title: **METHOD AND APPARATUS FOR MOVING CARRIAGE ASSEMBLY FROM INITIAL POSITION TO TARGET POSITION AND OPTICAL DISC SYSTEM INCLUDING SAME**

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

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APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1,280 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in

the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____
- ☐ is enclosed herewith.

08485070
041175
08/08/2002
06/06/2002
01 ECL 141
1280.00 CR

14 JUN 2002 08:40:01 00000100 041175 08485070

11 01:40

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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☒ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ 110.00 for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

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May 23, 2002

Date

Telephone

Number: (949) 660-5000



Signature

Caroline T. Do

Typed or printed name

2355 Main Street, Suite 200

Address

Irvine, CA 92614

Enclosures: ☒ Fee Payment

☒ Reply

☒ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

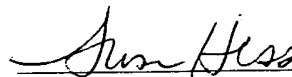
I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

May 23, 2002

Date



Signature

Susan Hess

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UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>8-6-02</u>		2 Serial/Patent # <u>08/485070</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
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<input checked="" type="checkbox"/>	Petition	44	6/5/02	\$ 1280							
	Issue			\$							
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		7 TOTAL AMOUNT OF REFUND		\$ 1390							
		8 TO BE REFUNDED BY:									
10 REASON:		Treasury Check									
	Overpayment	<input checked="" type="checkbox"/> Credit Deposit A/C #:									
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td style="width: 20px; text-align: center;">0</td><td style="width: 20px; text-align: center;">4</td><td style="width: 20px; text-align: center;">--</td><td style="width: 20px; text-align: center;">1</td><td style="width: 20px; text-align: center;">1</td><td style="width: 20px; text-align: center;">7</td><td style="width: 20px; text-align: center;">5</td></tr></table>			0	4	--	1	1	7	5
0	4	--	1	1	7	5					
<input checked="" type="checkbox"/> No Fee Due (Explanation):											
<i>Case is not abn'd - no pet to revive necessary, as well as a terminal disclaimer</i>											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>F. Hicks</u>		TITLE: <u>Pats Eng'n</u>									
SIGNATURE: <u>[Signature]</u>		PHONE: <u>305-8680</u>									
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